

**FILED**

**SEP 27 2013**

Clerk, U.S. District Court  
District Of Montana  
Helena

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
BILLINGS DIVISION**

MARY J. RODARTE,,

Plaintiff,

vs.

CAROLYN W. COLVIN, Acting  
Commissioner of Social Security,

Defendant.

CV 12-97-BLG-SEH

ORDER

United States Magistrate Judge Carolyn Ostby entered her Findings and Recommendation<sup>1</sup> on the parties' cross-motions for summary judgment on August 16, 2013. Plaintiff filed objections on August 27, 2013,<sup>2</sup> and after being granted an extension of time, Defendant filed a response to Plaintiff's objections on

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<sup>1</sup> Document No. 28.

<sup>2</sup> Document No. 29.

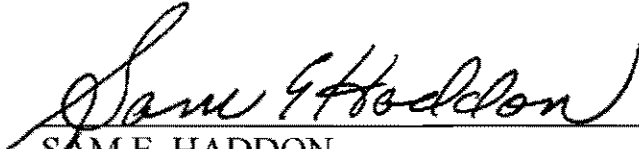
September 24, 2013.<sup>3</sup> The Court reviews *de novo* findings and recommendations to which objection is made. 28 U.S.C. § 636(b)(1).

Upon *de novo* review of the record, I find no error in Magistrate Judge Ostby's Findings and Recommendation and adopt it in full.

ORDERED:

1. Plaintiff's Motion for Summary Judgment<sup>4</sup> is DENIED.
2. Defendant's Motion for Summary Judgment<sup>5</sup> is GRANTED.
3. The Clerk is directed to enter judgment accordingly.

DATED this 27<sup>th</sup> day of September, 2013.

  
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SAM E. HADDON  
United States District Judge

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<sup>3</sup> Document No. 32

<sup>4</sup> Document No. 15.

<sup>5</sup> Document No. 22.